

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET
NEWARK, NEW JERSEY
PUBLIC SESSION MINUTES
THURSDAY, JUNE 26 , 2014**

A meeting of the New Jersey Board of Chiropractic Examiners was held on June 26, 2014 at the State Office Building, 124 Halsey Street, 7th floor, Newark, New Jersey in the Somerset Conference Room on the 6th floor. The meeting was convened in accordance with the provisions of the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The Record, Newark Star Ledger, Camden Courier Post, Trenton Times and Asbury Park Press to advise of the scheduling of this meeting. The meeting was called to order by David Allen, D.C., President of the Board, at 9:55 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

David A. Allen, D.C.	Present
Rosemary Calio, BSN, RN, D.C.	Present
Michael Krouse, D.C.	Present
Lawrence O'Connor, D.C.	Present
Thomas A. Senatore, Sr., D.C.	Excused
Michael Spadafino, D.C.	Present
Albert Stabile, Jr., D.C.	Present
John Traier	Absent
James L. Winters, D.C.	Excused

Also present were: **Virginia Class Matthews, Deputy Attorney General; Lisa Tadeo, Executive Director; and Tracy Steel, Board Staff.**

I. APPROVAL OF THE PUBLIC SESSION MINUTES OF MAY 22, 2014

A motion was made by Dr. Spadafino which was seconded by Dr. Krouse, to approve the public session minutes from the May 22, 2014 Board meeting as amended. A vote was taken and the motion passed with all members voting in favor.

II. CONTINUING EDUCATION COMMITTEE

The continuing education committee reviewed 26 courses submitted by continuing education sponsors. The committee recommended that 25 courses be approved based on the information submitted for these courses. The committee identified 1 course where sponsor will be requested to provide additional information. A motion was made by Dr. O'Connor and seconded by Dr. Stabile, to approve the 25 courses as recommended by the committee. A vote was taken and motion passed with all members present voting in favor.

A motion was made by Dr. O'Connor which was seconded by Dr. Stabile to deny approval for the course, "Abuse..It Comes in All Shapes and Sizes" sponsored by the Institute for Continuing Education as the speaker's qualifications are insufficient to lecture on this topic. A vote was taken and the motion passed with all members present voting in favor.

A motion was made by Dr. O'Connor which was seconded by Dr. Stabile to request more clarification on the course, "The Wave" sponsored by Life Chiropractic College West. Specifically what is the purpose and goal of hour 2 *Why is Chiropractic Called the Real Thing?*, hour 3 *Free Form: Precise Alignment of Philosophy, Practice, and Achievement* and hour 4 *Bringing Chiropractic to the People*. A vote was taken and the motion passed with all members present voting in favor.

III. NEW BUSINESS

- A. Assembly No. 3225
(Synopsis - Provides for licensure of chiropractic assistants)
- Introduced May 22, 2014

Elizabeth Greenblatt, Regulatory Analyst met with the Board to discuss Assembly No. 3225. The Board will discuss this bill further at its July 24, 2014 meeting.

- B. Inquiry from Adam S. Malamut, Esq.
RE: P.E.N.S.

Mr. Malamut inquired whether it was permissible in New Jersey for a chiropractor to perform and bill for P.E.N.S. treatment. Mr. Malamut also inquired if a chiropractor could hire a certified medical assistant, acupuncturist, nurse, nurse practitioner, physician assistant or phlebotomist to perform P.E.N.S. treatment on a presenting patient and bill for such services under the chiropractor's corporation.

A motion was made by Dr. Calio which was seconded by Dr. Stabile to inform Mr. Malamut that a chiropractor can perform P.E.N.S. The Board will also inform Mr. Malamut that a chiropractor cannot hire any of the professionals he listed to perform P.E.N.S. and bill for such services under the chiropractor's corporation. A vote was taken and the motion passed with all members present voting in favor.

- C. Inquiry from Michelle Jannett
RE: Scope of Practice

Ms. Jannett inquired whether a medical assistant can review results with a patient after the chiropractor signs off and writes his comments. Ms. Jannett also inquired whether a chiropractor could give out any medical advise to patients. Ms. Jannett further inquired whether a chiropractor is reliable to interpret results of a blood order that he or she requested.

A motion was made by Dr. O'Connor which was seconded by Dr. Stabile to inform Ms. Jannett that a medical assistant can review results with a patient provided the medical assistant is not answering questions that the doctor did not address. The Board will also inform Ms. Jannett that a chiropractor could give medical advise and interpret results of a blood order. A vote was taken and the motion passed with all members present voting in favor.

- D. Letter from Preston B. Deutsch, D.C.
RE: Continuing Education
- CPR course

Dr. Deutsch inquired whether she could receive continuing education credit for completion of a healthcare provider CPR course.

A motion was made by Dr. Calio which was seconded by Dr. Stabile to request that Dr. Deutsch provide information about the content and hours of the course. A vote was taken and the motion passed with all members present voting in favor.

Upon a motion made by Dr. O'Connor, which was seconded by Dr. Calio, the Board voted to go into Executive Session to review and discuss applications for licensure and reinstatement. The Board returned to public session to continue the meeting and vote on the applications for licensure and reinstatement.

- E. Application for Chiropractic Licensure
 - 1. Bruce Bromberg (Endorsement)

A motion was made by Dr. O'Connor, which was seconded by Dr. Stabile, to approve Dr. Bromberg's application for licensure. A vote was taken and the motion passed with all members present voting in favor.

- 2. Beth Ann John (Endorsement)

A motion was made by Dr. O'Connor, which was seconded by Dr. Stabile, to request that Dr. John appear before the Board to discuss her application. A vote was taken and the motion passed with all members present voting in favor.

- F. Application for Reinstatement
 - 1. Lisa Maisel, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Stabile, to approve Dr. Maisel's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

IV. INFORMATIONAL

- A. Letter from John J. Hoffman, Acting Attorney General to
Dr. LeRoy Otto, D.C., President of the Federation of Chiropractic
Licensing Boards

The Board reviewed the letter from John J. Hoffman, Acting Attorney General to Dr. LeRoy Otto President of the Federation of Chiropractic Licensing Board and considered this to be informational.

- B. Bruce R. Brilliantine, D.C.
RE: Order of Reinstatement filed July 12, 2014

The Board reviewed the Order of Reinstatement filed July 12, 2014 in the matter of Bruce R. Brilliantine and considered this to be informational.

ADJOURNMENT

The Board returned to Public Session and a motion was made by Dr. Krouse which was seconded by Dr. Stabile to adjourn the meeting at 12:45 P.M. A vote was taken and the motion passed with all members present voting in favor.

Respectfully submitted,

Lisa Tadeo
Executive Director